

MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

April 25, 2005

7:00 p.m.

The Mayor, Council and all in attendance recited the Pledge of Allegiance.

President Albier: "Mr. Fisk, would you call the roll please?"

Clerk Fisk: "Greg Frey."
"Tom Coyne."

Councilman G. Frey: "Here."

President Albier: "Tom Coyne is out of town this evening, he can't be at the Council meeting."

Clerk Fisk: "John Frey."
"Rich Albier."
"Kathy Pucci."
"Rita Brown."
"Colleen Gallagher."

Councilman J. Frey: "Here."
Councilman Albier: "Here."
Councilwoman Pucci: "Here."
Councilwoman Brown: "Here."
Councilwoman Gallagher: "Here."

President Albier: "Tonight's agenda: Resolution 2005-5, Imploring the State Legislature to draft and support legislation and implementing laws that vehicle identification license plate tags be issued to convicted sex offenders, and urging that current laws dealing with restrictions on convicted sex offenders be rewritten making enforcement more efficient; Ordinance #2005-6, the second reading, the first reading was on February 14th, this is To approve and adopt the Personnel Policy Manual of the City of Brooklyn, Ohio; Ordinance #2005-19, the first reading, To adopt Chapter 503 entitled Criminal Activity Nuisances of the Codified Ordinances of the City of Brooklyn, Ohio; Ordinance 2005-20, Amend the Annual Appropriations; and other matters that may come before Council. I need a motion to adopt the minutes of April 11th's meeting."

Councilwoman Pucci: "Mr. Albier, may I be recognized?"

President Albier: "Yes Mrs. Pucci."

Councilwoman Pucci: "Thanks. I think we just have two minor corrections. Page six, down towards the bottom, I believe it's the sixth line from the bottom and more to the right, it should be 'here's a small oval'...it's heir, I think it should be 'here is a small oval.' It was under Mr. John Frey's comments. And then on page 14, first line, all the way to the right, instead of 'six hours and 40 minutes' I believe it should be 'six hours and 45 minutes.' I move we approve as amended."

Councilwoman Brown: "Second."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To approve the minutes as amended, Greg. Frey."
"John Frey."
"Rich Albier."
"Kathy Pucci."
"Rita Brown."
"Colleen Gallagher."

Councilman G. Frey: "Yea."
Councilman J. Frey: "Yea."
Councilman Albier: "Yea."
Councilwoman Pucci: "Yea."
Councilwoman Brown: "Yea."
Councilwoman Gallagher: "Yea."

President Albier: "We'll now have the public session. Anybody that has anything to say for the good and welfare of the City of Brooklyn, please come forward and state your name and address."

Joe Salem: "Good evening, my name is Joe Salem, I live at 4587 Forest Edge Drive. I'm up here tonight as a board member of the Brooklyn Chamber of Commerce. I just wanted to give one last reminder that this is the last week that we will be accepting applications for the Chamber's scholarship. Once again, we are offering two \$1,000 scholarships to, the first one going to a senior in high school, Brooklyn resident; the second one going to anybody of any age or any status that will be attending an accredited college or

university in the fall. So I implore you to get your applications in. You can find and download the application and the criteria at www.brooklynchamber.org. Thank you."

Mayor Patton: "Thank you."

President Albiero: "Thank you Mr. Salem."

Councilwoman Pucci: "Can we just ask him *if* they've gotten many applications so far?"

Mr. Salem: "You can, but..."

Councilwoman Pucci: "I was just wondering how the response has been."

Mr. Salem: "At the first of this month we didn't have any applications yet..."

Councilwoman Pucci: "Okay."

Mr. Salem: "So far I have not heard yet from the person that has the key to the P.O. Box and checks it, but I will have that information hopefully tomorrow, if you'd like I can pass that along to you."

Councilwoman Pucci: "No, that's okay, I was just curious what the response has been, because that's a nice opportunity for our students."

Mr. Salem: "It is. We have let every school that usually has a good showing of Brooklyn residents, including the parochial schools, we let their counselors know of it. And we've had some, a couple people, express interest, but actually as of the beginning, first week of this month, we hadn't had any applications yet."

Councilwoman Pucci: "Okay."

Mr. Salem: "I don't have an accurate count at this point, sorry."

Councilwoman Pucci: "Okay, thanks."

Tom Adamski: "Tom Adamski, 9625 Melody Lane. At the last Council meeting, School Superintendent Lampert appeared before Council asking the residents for support and passage of Issue 11, and acknowledging Council's support of that issue. As a former School Board member, I learned of the importance for the citizens to fully understand what the passage means. Issue 11 is a 6 mill five-year operating levy for renewal. Because it is a renewal there is no increase in taxes. The importance of the passage of this levy cannot be over stressed. Even though it's 6 mills, the effective rate drops down to approximately 4.3. This is caused by House Bill 920, which reduces the resident's tax bill. The levy generates approximately \$1.8 million. Two-thirds of that collection, 1.2 million, comes from businesses, and 600,000 comes from the residents. If the levy fails, then there is a financial implication added onto the residents. The state minimum for the school district is 20 mills. So when the levy fails it drops down below the 20 mills. By then the \$600,000 drops off from the business end, and that has to be equaled and added to the residents. So without the vote, that is a state minimum. So you can see the importance of the passage of this issue. And I strongly ask, as a resident and former School Board member, for the residents to pass Issue 11."

President Albiero: "Thank you Mr. Adamski."

Steve Brinka: "My name is Steve Brinka, I live at 4824 Bentwood Drive. I feel that my speech has already just been given a few months ago. Over the past two years I've had the privilege of serving on the Brooklyn School's Citizens for Financial Accountability Committee. There is a group of us that meet monthly with the school treasurer, Marti Ferian, to review revenue and expense reports, projections, and discuss a variety of financial topics. During this time I've learned a great deal about school finances from our treasurer, and as a fellow CPA have been very impressed with his work, honesty, attention to detail, and dedication. As chairman of the levy renewal committee I'm here tonight to ask for your support in voting yes on Issue 11 Tuesday, May 3rd to renew our 6 mill, five-year operating levy. This operating levy, first approved by

Brooklyn voters in 1984, generates 1.8 million in revenue for the district, with one-third coming from property taxes paid by residents and two-thirds paid by businesses. Approval of Issue 11 will not increase property taxes for residents. If the levy were not to pass, our property taxes would remain the same, due to a state imposed 20 mill floor. However, businesses in Brooklyn would enjoy a reduction in their taxes. In fact, the school district would suffer by collecting between 300,000 and 600,000 less per year in taxes from these businesses. This information is explained in a flyer that will be delivered to your home this Saturday, April 30th, and describes the details of the levy in a question and answer format. Please join me in voting yes for Issue 11 on May 3rd, and supporting our schools. Thank you."

President Albier: "Thank you. Does anyone else wish to speak? Okay, then we'll move on. We'll have reports from committees, commissions and boards. And the first one is the Public Works Committee, and the chairperson is Mr. Greg Frey."

Councilman G. Frey: "Thank you Mr. Albier. This evening we held a Public Works Committee to discuss financing and size and other issues related to a project for Brooklyn Animal Shelter. We are hoping to move forward with this. The \$50,000 would be appropriated out of our Capital Improvement Fund, okay, it is not a General Fund expense. It will be a Capital Improvement Fund, because it is a building that would have a life span of what, over five years? Is that what it needs to be? Over five years. And this does not impact the day to day operating funds of the city, it impacts a permanent construction of a shelter. Hopefully we'll get an agreement with the Brooklyn Animal Shelter people, organization, to provide better care for animals, and to try and do it in as humane a way as we can. I think this is a step forward for the city. I think it's a step forward for the residents. And I want to thank the Council, and I want to thank the people that attended the meeting. It was a pretty good discussion in there tonight, and hopefully we will see this coming down the road within the next couple of months, and we'll all be on board. Thank you."

President Albier: "Thank you Mr. Frey. The next one is the Public Safety Committee, and that's chaired by Mrs. Kathy Pucci."

Councilwoman Pucci: "No report this evening."

President Albier: "Thank you Mrs. Pucci."

Councilwoman Pucci: "You're welcome."

President Albier: "The Planning Commission, Mr. Frey, is there any report from the Planning Commission?"

Councilman J. Frey: "I reported on the Planning Commission at the April 10th (11th) meeting. We haven't had a meeting since then. And we will have one the first Thursday of May, and I believe it's May 5th, and we will be discussing, I hope, the land west of Roadan Road where there's a Lutheran church group that has acquired that land, and there's some problems with the zoning and the breaking up of lots that is presently at the city engineer's office, Courtney's office, to clarify. So I'm pretty sure that will come up on the May meeting. And outside of that, I have no further report."

President Albier: "Thank you Mr. Frey. The next is the Rec Board, and I'm the chairman of that Committee, and we had our meeting last Monday. We discussed about six different items, I'm only going to speak on one of them, and the Mayor's going to give the rest of them for Mr. Sforzo, 'cause he's not here. If you may or may not have heard, we have a lot of vandalism up at the city park by the skateboard and the basketball courts up there. So at the Rec Board, we're making a recommendation to the city that, and it stays closed until Memorial Day. So it doesn't open until the rest of the park opens up there. And then it'll be open to the general public till 4:30 each day. Then at 4:30 a Rec Department employee will be over there at that block building. They will clear out the tennis court, the basketball and the skateboard area, clear everybody out. Then at 5:00, from 5:00 on till the park closes, it'll be open to residents only. And the resident has to have an ID card, and they're allowed one visitor. That visitor, one guest, that guest has to go across the street to the Recreation Department and obtain a one-day pass, which costs \$2. Then they come back over here, both of them sign in, and they can use the facilities. So we're going to try this out for the summer and see how it works. So after 4:30 everybody has to get out, and from 5:00 on each evening it'll be for residents only and a guest if they have a guest with them. And the next Rec Board meeting will be May

16th at 6:30, and we invite anyone, students, anybody that has any input that wants to come in and give us some advise on how they think we should handle this. But we're opening up, anybody could come in and talk to us. And if you have any information regarding this vandalism, you can call the Police Department. You don't have to give your name. They have some leads they're working on now, but I'm sure they'll welcome any kind of information you can give. Thank you. The next one is the Finance Committee, and that's Mrs. Kathy Pucci."

Councilwoman Pucci: "Thank you Mr. Albier. The Finance Committee did meet earlier this evening, and the items discussed were, Ordinance #2005-19(20), which is an amended annual appropriations. And all this did was increase our appropriation for the Mandatory Drug Fine to \$27,500. And this is because our Police Department is going to be purchasing a computerized fingerprint machine, which later on his report Mr. Albier is going to explain the specifics of that. But that's why we increased the appropriation. We also approved the 2005 street repair and maintenance program for the city. And we will be spending, including our final payment, Ridge Road Phase 3 from last year, which is \$30,000 – we'll be spending a total of \$362,033 on our street repair and maintenance program this evening. The other minor item, I reported that I had reviewed the invoice from the Miller Animal Control for the month of March. We paid \$1,830 which was our \$1500 retainer, and then we had additional calls for the balance. And of the \$1500 retainer, only seven calls were covered under that. The rest of the calls all incurred additional charges. So my suggestion, the administration is going to look at possibly revising our contract with them. The other cities that I had spoken with who have this service, they paid \$750 a month for 25 calls. And it seems since the majority of our calls are not covered under this retainer, we're really paying too much money in the retainer. So the Mayor's going to have someone look into that, and hopefully we can revise that. Because we are going to have to stick something until we have a small facility of our own where we can hire our own employee. The other, Mr. Albier, Mrs. Gallagher and myself are going to be attending the Northeast Ohio City Council Association, their spring forum. The topic is going to be, 'What can your city expect from the state tax reform?' Well, unfortunately, as we've all been talking about it for the past couple months, we know it's negatively impacting our cities. But we are going to attend that talk this Thursday. I believe that completes my report. Thank you Mr. Albier."

President Albier: "Thank you Mrs. Pucci. Legislative Update. Do you have anything on that Mrs. Gallagher?"

Councilwoman Gallagher: "No report."

President Albier: "Thank you. Mr..."

Councilwoman Gallagher: "But I do..."

President Albier: "I'm sorry."

Councilwoman Gallagher: "I do have on the Domestic Violence."

President Albier: "Domestic Violence? Okay."

Councilwoman Gallagher: "Do you want me to report it?"

President Albier: "Yes."

Councilwoman Gallagher: "Okay. At the Domestic Violence meeting we finalized our handout and discussed the roles of teachers in helping child violence. For our next meeting I have scheduled a speaker from the Witness-Victim Agency to discuss some options to protect our school children. The next meeting will be June 8th at 6:30 p.m. at the Senior Center. That's it."

President Albier: "Thank you. Mr. Ockington, is there anything from the Zoning Board of Appeals?"

Comm. Ockington: "Yes. On April 21st the Board of Zoning Appeals granted necessary variances to install signage for a new Staples store at 7420 Brookpark Road."

President Balbier: "Thank you. Okay, that completes our reports from committees. We'll now have the reports of Council, and tonight we start with Mr. Greg Frey."

Councilman Greg Frey: "Thank you Mr. Balbier. I have two items I want to address tonight. Number one, I would encourage all voters in the City of Brooklyn to support the school Issue. Strong schools make for a strong city. Our schools have made progress in the last few years. We've made significant financial progress; we are starting to make significant academic progress. We're talking about kids and learning, and that's a good thing for our schools. They need our support. We have always supported them, it's in our best interest to do so. And I encourage you to come out and vote for the renewal of the school Issue. The other thing is, I've been asked to announce that on Wednesday, April 27th is the first Brooklyn Dines Out for a Cure fundraiser, benefiting the American Cancer Society, the Relay for Life Brooklyn. Every year we do a Relay for Life weekend, it'll be in June. And throughout the year the various groups within that organization raise funds for the American Cancer Society, and then they have a weekend at the high school where they put on events and do a walk and it's kind of a community-oriented thing to remember the victims of cancer, and to raise funds for research to try and prevent as many cancer deaths as we can in the future. The following area restaurants are donating a portion of their sales on April 27th to help us reach our goal of \$50,000. That's this Wednesday. Cici's Pizza, which is in Ridge Park Square; Max and Erma's Restaurant, which is at Cascade Crossing in front of Key Bank, are donating 10% of their day's total sales. And the McDonald's at Ridge Park Square is donating 20% of their sales between 5 p.m. and 8 p.m. So if you can support the Relay for Life by dining out at those restaurants on Wednesday, April 27th, the Relay for Life would be very much grateful for it. And I think that's all I have Mr. Balbier, thank you."

President Balbier: "Thank you Mr. Frey. Mr. John Frey."

Councilman John Frey: "Thank you Mr. Balbier. I have one comment. At the Sun News last week it reported on the damage at the skate park, and it stated that the damage was done by outsiders. That's not entirely true. I understand some Brooklyn resident has a part of that. And one thing we have to keep in mind, we have problems also in Brooklyn with some of our youth. We aren't all just real peachy clean. So that skate park damage, I understand, was a combination of some people in Parma and somebody in Brooklyn. So we have to look at that and be sure that the people that are causing the damage, if possible, are apprehended and somebody made responsible for it, either paying for the damage or fixing the damage. And the skate park is a little difficult to control, because they get up there, and we've got little kids, we've got big kids, and they fly around there. And amazingly, I don't think we've had any serious injuries at all. However, we certainly have to look after those people that are creating damage and causing a bad name for the skate park by the damage that was done. Outside of that I have no further report."

President Rich Balbier: "Thank you Mr. Frey. I'd just like to welcome a new business that had their grand opening on Saturday in Brooklyn, and it's Nationwide Insurance on Ridge Road. And their goal is to serve the Brooklyn residents and the Hispanic community of Greater Cleveland. And that's on Ridge Road. Mayor, I think next month would be a good time, we talked at the beginning of the year to have a Parma board member give us an update."

Mayor Patton: "Okay."

President Balbier: "We received their handouts, but the general public doesn't get all this. Like the one statistic I saw, Parma Hospital averages 122 patients a day that goes through their emergency room. So maybe somebody from the board could bring us up to date on everything. Also, the Ohio House passed Governor Taft's budget almost intact; so that's going to mean that if it goes the rest of the way it's going to mean a 20% cut in state money to Brooklyn, which will be over \$150,000. And if the Federal government continues to try to do away with the Community Development Block Grant, that will cost Cuyahoga County, which all the suburbs belong to in Cuyahoga County, it'll cost us over \$40 million in less money coming in. So it seems like we get hit from both ends. On tonight's agenda there's going to be an amended appropriations thing, and part of it has to do with a fingerprint machine. And I didn't understand what the fingerprint machine was, so I got some information on it. As you know, in police work, since the beginning of time, they take fingerprints, and everybody did the same way. You roll out ink and you take each finger and you put it on the paper. And a lot of times the bad guy doesn't want you to take it so he'll jerk his hand and smudge it and you've got to start all over. But you had to make one complete set for our city, then you had to make another complete set for the state, and then you had to make a third complete set for the FBI."

Then once you had all these, then you had to mail them to the different jurisdictions. And if it was a major case, a lot of times you take palm prints too. Well now they have a machine, and this machine is digital. You take the bad guy's hand and you set it on the machine and it digitally takes the fingerprints. Then you can push in a code and it'll mail a copy of it, it'll send a copy of it to the FBI and to the state. So this is a fantastic machine. And this is what we're going to have to change some money around so we can purchase this tonight. In addition to that, it's portable. So that the police, if they want to, they can take this to schools and take fingerprints from kids so the parents could have a copy of their children's fingerprints, and they can even put it on discs. And I think it's a great machine, and I think we're going to pass that tonight so the Police Department can buy it. Is that about it Chief, with that machine? Was that all accurate what I said about it?"

Chief Murphy: "That pretty much covers the whole thing."

President Balbier: "Okay, thank you. And that's all I have. Mrs. Pucci."

Councilwoman Kathy Pucci: "Thank you Mr. Balbier. Good evening everyone. First of all, thank you Mr. Salem for sharing information on the scholarship. And also to Mr. Adamski and Mr. Brinka in support of the school levy. And Mr. Brinka, for all your work on the Citizens Accountability Committee. That's a very important committee in our community, and I know your children aren't even in the public schools. So I do appreciate the time that you do give that committee, it's very important work. And I too would like to encourage all residents to vote for the levy renewal. Maintaining the source of revenue, which represents no increase to the residents, is vital to our community. As Mr. Brinka stated, our taxes are not going to go down if it doesn't pass, but the business taxes will. And in our community, on our property taxes, two-thirds of the money is paid by our businesses and only one-third by the residents. So please, everyone, support the renewal of the school levy. Mr. Balbier reported on the Rec Board meeting. I too attended the Rec Board meeting, as did Mrs. Gallagher. And I shared the pictures I had of the graffiti, because the other Rec Board members had not seen it. And we also did participate in the discussion. And I do think that the, first of all, enforcing the existing rules that we already have, and implementing the procedure where now the guest of the resident is going to have to go to the Rec Center and then present a pay receipts over at the skate park, or at sport court rather, I think that that is going to go a long way in eliminating some of the problems that we have there. I also did bring up what a resident brought up to me, and we talked about at the last Council meeting regarding Day Camp, stressing the importance of starting this summer to try and gather information on how other cities operate their Day Camps, and to see, first of all, if we are able to make improvements to our program that we already have, accommodating those working parents; and also if the residents are willing to pay for it. Another thing, we're in the process right now of eventually, soon I believe, attempting to reorganize the personnel at the Rec Department. Some of those changes have already been made. And this is an attempt to reduce the operating deficit that we have. And I have a suggestion that I would like to be considered. And this is since Mr. Sforzo, who is our Rec Commissioner, has already announced that he is leaving, I believe this part time position should be eliminated. I think it's obsolete. And I think the manager of the Rec Center, who is a full time employee, that that position should be the one who is responsible and accountable for all the recreation activities and parks. So Mayor, I'm not sure how, you know, far you are in this reorganization, but I think it's difficult in this day and age for a part time position to, you know, be on top of everything, and I think it should go to a full time position. So I hope that's something you will consider."

Mayor Patton: "If I could, I discussed this with our Finance Director, and he and I both have that in our plan, to not fill that position once Mr. Sforzo would go on. So, you know, that's something we could do at the appropriate time."

Councilwoman Pucci: "Okay. And what is the pay for that currently. Do you know, Mr. Fisk, off hand?"

Clerk Fisk: "I think it's approximately \$10,000."

Councilwoman Pucci: "Okay. Okay, thank you. And I had received a complaint late Friday, and Mr. Ockington is already on top of this. And thank you, Mr. Ockington, for your quick response. And I also had come up to the Police Department and talked to a police officer. There is large graffiti on a house on Rockland Avenue. And I'll pass these pictures down. I mean, it takes up the entire side of a house, plus some on the front. And Mr. Ockington just told me right before the meeting that he is getting a letter out,

and these people will have seven days to correct it. And I hope that we take quick action if it's not corrected within those seven days, because we cannot have this in our city. It's basically writing all over the side of a house. And I know when a police officer had gone over there, the occupants of the house were not home, but a neighbor told them that they were removing siding, and this is what was found. Well, upon further discussion with the resident who reported this to me, that appears to be not the case, because the resident informed me that the graffiti changed over a three day period. So there's one part where it says the word 'd-o-a-n', I don't even know what that means. Under it, and you can see, because I did a close-up, under it was 'nomads'. And the nomads, she said the next day, it was whited out, and you could see from the picture that it was whited out. And then the second day after that this other graffiti appeared. So I think we need to stay on top of that and take swift action if that's not corrected immediately. And thank you to Mr. Ockington for his assistance on that. And I believe that completes my report, thank you."

President Albier: "Thank you Mrs. Pucci. Mrs. Brown."

Councilwoman Rita Brown: "Thank you Mr. Albier. I have a very short report tonight. I do have a question, Mr. Shaper, on the changing the rules of the skateboard park to 5:00 on residents only. Are we allowed to do that, because was federal money involved in building that, or just city money?"

Councilman G. Frey: "State."

Councilwoman Pucci: "City and state."

Director Shaper: "Kathy, if you have information on that, that's not what I've been lead to believe. I'm not doubting you, but I've been told there is federal money in there."

Councilwoman Pucci: "Okay."

Director Shaper: "And we're trying to ascertain how it was built. I'm not in a position where I can answer the question. That is an issue I'm trying to research."

Councilwoman Brown: "Well I hate to get the feds on our back..."

Director Shaper: "I wouldn't particularly enjoy it."

Councilwoman Pucci: "May I be recognized and I can tell you what I know?"

Director Shaper: "Sure."

Councilwoman Brown: "Sure."

Councilwoman Pucci: "Okay."

Director Shaper: "I don't have the authority to do that though."

Councilwoman Pucci: "Oh, Mr. Albier."

President Albier: "Go right ahead."

Councilwoman Pucci: "We received an Ohio NatureWorks grant, and then there was also a portion that the city had to match, and that's when the area was redeveloped. We already have the existing rule that from 5:00 on it's residents and their guest. And that was instituted with permission from the state before the sport court opened, after it was redeveloped. And that came about because for many years before it was redeveloped, when we only had the basketball courts and the tennis courts, residents complained for many years that our own Brooklyn resident students could not get on the basketball courts because people from outside the city were always monopolizing them. So I was first on the parks committee, and then after I was elected to Council I was on the Rec Board actually when sport court opened, and the Rec Department and the Rec Board at the time worked very hard to come up with a balance, where we're still providing open access to everyone, but yet we were trying to eliminate some of the problems where our own residents could

not get on them. And that was done with the permission of the state, that from 5:00 on it would be residents and their guests. And I don't know, Mr. Shaper, if you have anything else to add."

Councilwoman Brown: "I hope that will work for us, because I fully agree that we should have more recreation for our Brooklyn residents, and not have it overtaken by people outside of our borders. And as long as we don't get the feds on our back, that's fine. Thank you."

Director Shaper: "I'll do the right thing to keep us legal."

Councilwoman Brown: "Okay, thank you. Now I'm going to make an appeal to seniors, about supporting the school levy. Now kind of as a rule the seniors have been voting no on the school levies. But I too am a senior. I too live by a very limited budget, just as you do. And I know how tough it is. My taxes have been going up constantly, just as yours have. But we're already paying this tax, and we've been paying it for five years. So I'm appealing to all of the seniors out there to support this levy, because it's important to our city, and it's important to our children who will be here after we're gone. So that's where my appeal is going today. By the way, Mayor, are we going to have a Day Camp?"

Mayor Patton: "I'll report on that."

Councilwoman Brown: "Okay."

Mayor Patton: "Thank you."

Councilwoman Brown: "I'll wait. I understand we have a new foreman, Mr. Ockington, Mayor, Mr. Bill Rae?"

Mayor Patton: "Mr. Bill Rae was named foreman at the Service Garage. Doug Rehker is the general foreman."

Councilwoman Brown: "My congratulations to Mr. Rae, he's a very fine gentleman, and I'm sure he will do an excellent job for us. Good choice Mayor. I did get a call about snow, a senior citizen couldn't get out. Actually, I couldn't get out of my driveway this morning. The drift was 12 inches high behind my vehicle. And the snow was really too heavy for me to move. I couldn't believe how heavy the snow was. I finally tracked down my son to clear that area so I could move my vehicle. But I guess the guys at the garage who are anticipating spring. Mr. Kappler isn't here. And I believe, is it true, all the blades were removed from our machinery so that they couldn't come and clean the snow?"

Mayor Patton: "No, no, that's not true. I'll follow up. Do you have an update?"

Mrs. Thompson: "The general foreman did meet with me this morning. They, it's difficult to use the equipment when the temperatures were warming, you had so much moisture on the grass, and there was going to be more damage to the blades, and also to the lawns. And that was what they feared, because of the way that the snow came down, and how wet it was, and it wasn't a normal snowfall. So they would damage more grass and damage the blades by doing it with this."

Councilwoman Brown: "Well, of course the snow wasn't, the people were calling about wasn't on the grass, it was in their driveway, they couldn't get out. And of course the purpose of the snow removal is to save the hearts of the senior citizens, and they're warned not to try and remove this very heavy snow. However, I guess we all survived. I'm just merely report, I'm not complaining, I'm reporting that this happened."

Mayor Patton: "Okay."

Councilwoman Brown: "And that's what we have there. I'm really ashamed of the youth that has used graffiti on our skate park. And of course, when we opened it they were warned, you damage it we close it. And we have to stick by that. And this completes my report, thank you."

President Balbier: "Thank you Mrs. Brown. Mrs. Gallagher."

Councilwoman Colleen Gallagher: "Thank you Mr. Albier. Good evening ladies and gentlemen. Tonight on the agenda I have introduced an ordinance that will help protect our housing stock and the quality of life in our city. This law is patterned to combat crime nuisance offenders who put a drain on our safety forces. Simply put, it would allow our safety forces to track habitual nuisance offenders and then assess property owners for the cost of abatement and the time the officers were involved. Here is how it would work. If the laws listed are repeatedly violated in a year's time, at a particular address, the property's owner would receive a written notice that the property is a nuisance to the neighborhood. Three calls to the police and the property owner will receive a bill, no matter who created the nuisance. The owner may appeal by submitting a written request for reconsideration. Most chronic problems happen at rental properties, thus the landlord will receive a bill for the services of the city. This benefits our city in two ways. First it forces landlords to be careful who they rent to, and it also allows our safety officers more time to fight crime. The law abiding residents of Brooklyn can then benefit from a peaceful neighborhood. Think about it. How many times have you had the police come to your house in one year? How many times have they come to the house that is a neighborhood problem? So this will be put on first reading tonight. And for this evening's Resolution 2005-5, requiring that the vehicle identification license tags be issued to convicted sex offenders, I would like our State Representative and State Senator's name added to the resolution tonight, Mr. Albier."

President Albier: "Okay."

Councilwoman Gallagher: "And also, for my final item, I would like to apologize for my emotional reaction at the last meeting. As you could tell, I was quite upset at what transpired. The animal ordinance was revised at least five times to accommodate the Mayor and Council's wishes. I spent hundreds of hours, jumped through many hoops, and contacted many experts for advice to make sure this legislation was all legal and enforceable. At the last Safety meeting, when the final question of anymore objections before we adjourned, the room was silent. I would also like to clarify that Mr. Frey was not shouted down at the Safety meeting, he was shouted out and left an animal shelter meeting, so there is no further misunderstanding. I was told this because I was not at that meeting. My sole purpose of this animal ordinance was to provide comprehensive legislation to protect the animals and residents of the City of Brooklyn. Also Mayor, on Sunday I had a complaint regarding the treadmill at the Rec Center. I called Al Sforzo, but I he hasn't returned my call yet."

Mayor Patton: "Okay, he's not in town at this time, he's probably arriving about 8:00. Anything I could help with?"

Councilwoman Gallagher: "Yeah. There used to be, supposedly, two working treadmills, and now I understand there's only one, according to this gentleman. He told me that there used to be a sign up there that they should limit their use to a half hour, and it was taken down. And he says that since the one treadmill's broke, there's only one working. One was supposed to be replaced April 15th and it has not been replaced. And he also says that, you know, he waits in line, but people jump in front of him, and he just wants to be able to use it. He's been going there a long time, and he said he's talked to a couple people up there, and looks for Mr. Sforzo. But they say keep leaving him a note, and he's leaving notes, but nobody's responding."

Mayor Patton: "Okay, if I could get the name and phone number we'll handle this tomorrow morning."

Councilwoman Gallagher: "Sure, thank you very much. And Mr. Adamski and Mr. Brinka, I'd like to thank you for your comments. And Mr. Brinka, thank you for your dedications to the schools, I appreciate it. And that completes my report."

President Albier: "Thank you Mrs. Gallagher. That concludes the reports from Council, we'll now hear the Mayor's report."

Mayor Ken Patton: "The Brooklyn Ice Show will take place this Friday and Saturday at 7 p.m. That's the 29th and the 30th of the month. And the show is called Let Me Entertain You. So please go over to the Rec Center this weekend and watch some of our fine youth skaters get out there and strut their stuff. The State of the Schools will take place on the 26th, which is tomorrow evening, at 7 p.m. at the Brooklyn Auditorium. I look forward to a fine report. I also will be in support, 100% support of Issue 11. It's the renewal of an existing operating levy. No additional tax. Please join me in support of this levy and support of our schools."

I'm probably stealing one of the Chief's reports here, but we are now using our video arrangement equipment, and that connects us with the Parma Municipal Court system, and hopefully will save us some overtime trips back and forth to the Parma Municipal Court system. The Brooklyn Master Plan Committee did delay and reschedule the meeting, it will take place this Thursday the 28th at 7 p.m. And that meeting will take place in Brooklyn City Hall conference room. There was a little question as to where that meeting would be. It will be in the Brooklyn City Hall conference room. We have a proclamation To proclaim May 5, 2005 as National Day of Prayer within the City of Brooklyn. Whereas, the National Day of Prayer was first proclaimed by the Continental Congress in 1775. Then in 1863 President Abraham Lincoln signed a proclamation asking Americans to set aside April 30th as a day to confess national sins and to pray for clemency and forgiveness. And whereas, in 1988, legislation was ratified by the House and Congress and then signed by President Reagan stating that National Day of Prayer will be observed the first Thursday of every May. Whereas, it is fitting and proper to give thanks to the Lord by observing this day in Ohio when all may acknowledge our blessings and express gratitude for them, while recognizing the need for strengthening religious and moral values in our state and nation. Now, therefore, I, Mayor Kenneth E. Patton, and on behalf of the Brooklyn City Council and the entire Brooklyn community, do hereby proclaim May 5th as National Day of Prayer within the City of Brooklyn, Ohio. I encourage all residents to observe this day, turning to God and prayer, in meditation at churches, in groups, and as individuals. We will have a ceremony at 12 noon back here in the grande pavilion. And again, that's May 5th. I do want to bring up a little bit, Council President Albieri, pertaining to the damage at the sport court. Now we've put up with damage in our park throughout the years. We used to fix the lower park pavilion cooking area just about every year when I was Service Director. Damage does happen. It is mostly youths. I have a report, a letter from our manager at the Recreation Center stating that the skateboarders are the problem. And I'll... My own feeling, and there's a consensus against it, but I'd keep the thing closed until we find out who did the damage. But if we have to open it, we'll open it. But we will be putting uniformed police carrying their weapons, and we are going to enforce our laws, and we're not going to let anybody come in our parks and do damage. And that's it."

Councilwoman Brown: "Here, here."

Mayor Patton: "We have a signup again April 30th from 11-1 p.m. over at the Recreation Center for the recreation programs. Day Camp enrollment is 20 right now, we need 50 to make the program go. Ladies and gentlemen, this is from 8 until about 2:45 in the afternoon. It's \$5 a day, so it's less than \$1 an hour. It's not a day care center, it's a Day Camp. It's for the entertainment of the children, it's not to baby-sit. So we hope, as in the past, that you do sign up. We've lost nearly \$20,000 on that program every year. With 50 people this year we will lose \$5,000. So again, we're trying to improve our financial state. Everybody's got to pay their fair share. But for \$5 a day I don't see where you can go wrong. A friend of mine sent me something. He said, 'Here's some companies that import Middle Eastern oil, and here's some companies who do not import Middle Eastern oil.' I thought it would be something maybe your people could consider when they're buying their gasoline. Those that do import Mid Eastern oil: Shell imports over 205 million barrels; Chevron Texaco, over 144 million barrels; Exxon Mobile, over 130 million barrels; Marathon Speedway, over 117 million barrels; Amoco, over 62 million barrels. Companies who do not import Middle Eastern oil: Citgo, zero barrels; Sunoco, zero; Konigo, zero; Sinclair, zero; BP Phillips, zero; Hess, zero; and Arco, zero. So that's a little bit of information there. We also have blood pressure by our Brooklyn paramedics on April 28th, which is Thursday, over at the Senior Center between the hours of 10-11. And I believe that's my report."

President Albieri: "Thank you Mayor. We'll now have the directors' reports, and the first one is the Finance Director, Mr. Fisk."

Director Fisk: "Thank you. During the week of April 15th, many residents came in and used our extended hours. As I had said at the last Council meeting, the state changed the date to April 15th, but we said we would honor thru April 30th. And tonight, Wednesday and Friday and Saturday, we will be open on Monday, Wednesday and Friday, we will be open from 4:30-7:30; and on Saturday, April 30th we will be open in the Income Tax Department here at City Hall from 9-2. So if you have not paid your city taxes, you may still do so. The Income Tax Department will be happy to help you out and assist you, and we will be open those additional hours for your convenience. Thank you."

President Albier: "Thank you Mr. Fisk. The Service Director Mr. Kappler couldn't be here this evening, so we'll go to the Building Department, Mr. Ockington."

Comm. Ockington: "Thank you Mr. Albier. Construction plans have been submitted and approved for exterior renovations to the Best Buy plaza at Ridge and Brookpark, and interior renovations for a new Staples store to be located at 7420 Brookpark Road. The Building Department will be starting our exterior inspection program next week. Please notify us at 216-635-4203 if there are problem properties in your neighborhood. And that concludes my report."

President Albier: "Thank you Mr. Ockington. Police Chief Mr. Murphy."

Chief Murphy: "The Police Department has no report Mr. Albier."

President Albier: "Thank you Chief Murphy. Fire Department Chief Duchoslav."

Chief Duchoslav: "Thank you Mr. Albier. I have one thing to report on. Approximately one year ago Council authorized the city to bill for Fire Department equipment at motor vehicle accidents. Not necessarily just to show up when we use the jaws of life and we eliminate some type of a hazard, whether it's an oil spill or a battery or a small fire or whatever. It's been a year in the making, and it's a long process back and forth. And as of last Monday our first deposit was received, through the Run Saver Program. I'm not quite sure of the totals, but the bills or the money is starting to come in. I just thought you'd like to be aware of that. It's been a year, I know I'm slow, but I'm eventual."

President Albier: "Thank you Chief."

Councilwoman Pucci: "May I ask him a question about that?"

President Albier: "Yes, Mrs. Pucci."

Councilwoman Pucci: "Thank you. There was some publicity that I think there was, I read about one particular insurance company who said they weren't going to honor those invoices. And I know that we're using a third party to collect. Do you have any feel for or any information on, are most of the insurance companies..."

Chief Duchoslav: "Yes, there's, Health Serve is our third party administrator, State Farm is the insurance company that is balking or trying to get around..."

Councilwoman Pucci: "I didn't say it Greg."

Chief Duchoslav: "It would come out sooner or later. That's for being a little loquacious."

Councilman G. Frey: "Thanks Chief."

Chief Duchoslav: "But there has been a House Bill just recently passed that authorizes townships to do this very thing, and it's going to be a back and forth. We're not involved with that at all, that's the third party health serve that's addressing that."

Councilwoman Pucci: "Okay, thank you very much. And thank you for your efforts on that, I appreciate it."

Chief Duchoslav: "Sure."

President Albier: "Next is the Law Department, Mr. Shaper."

Director Shaper: "Mrs. Gallagher, I just want to make sure that I'm interpreting the nuisance ordinance correct. The appeal procedure takes place, I think, after the second visit, correct? The appeal of by the owner is before they've ever been asked to pay anything, is that way I interpret it, and I think that's the way you want it to be, the way it's drafted. Do you want me to bring it?"

Councilwoman Gallagher: "Okay, I'm looking at the other one."

Director Shaper: "What goes on here is that after the second time, within 12 months, the Police Chief has discretion to tell you you have a nuisance. You don't owe anything at that point, but you're now on notice that if they come back a third time you're going to be charged. And the point is, the person has the opportunity to appeal before they have been assessed fines or anything so that they can say, look, I didn't know anything was going on here, I'm taking all the action I can. This is an action that the city only takes when it is apparent that the owner is not cooperating with the city."

Councilwoman Gallagher: "You're right. I'm looking at the other one."

Director Shaper: "And I am very much on board with this ordinance."

President Albieri: "Thank you Mr. Shaper. That completes the directors' reports. At this point of the Council meeting the audience can remark if they have anything they want to say on the legislation that's coming up."

Tom Adamski: "Tom Adamski, 9625 Melody Lane. My questions also pertain to this criminal activity nuisance, Ordinance 2005-19. One of the examples that was cited was rental property for apartments. But what about an individual property owner that may rent their house or have a second floor, third floor for rental? Would that property owner receive a notice of the nuisance against the renter on this ordinance? An individual property owner. Does an individual property owner have to register with the city that they have rental property? By permit? Is that by permit?"

Comm. Ockington: "Not at this time."

Councilwoman Pucci: "We're working on that, that's the other ordinance we have that we're working on."

Mr. Adamski: "Okay, and is there a criminal penalty if a nuisance is against... Is it a misdemeanor, and is there a flat fine or is it a progressive fine?"

Councilwoman Gallagher: "A first degree misdemeanor."

Director Shaper: "I don't think they can hear you."

Councilwoman Gallagher: "It's a first degree misdemeanor. Then, while I'm talking about this, Mr. Shaper, on our, where it names the nuisances, you know, the different violations, on the one I gave you they had any noise violation, and I didn't see that on ours, unless I..."

Director Shaper: "Let me check with Hillary on that, that I think our ordinance, our noise ordinance is found in a different part of the code than the one you gave me, and I don't know if it's omitted or if it's taken up someplace else in here. I'll have an answer for you on that."

Councilwoman Gallagher: "Thank you."

President Albieri: "Anyone else care to speak? Okay, the first thing on our agenda tonight, it's not listed here, but Mr. Kappler, he sent us this letter. It says, 'Dear Mayor Patton and members of Council. The following are my recommendations I am presenting for the 2005 street repair and maintenance program for the City of Brooklyn.' And I'm just going to read you the cover sheet, so we'd like to approve this tonight so they can put it out for bids. Pavement repair, the slab repair at Ridge Road and I-480 west ramp, \$7,500. W. 66th Street, asphalt grinding, base repairs and asphalt overlays, \$72,000. Deborah (Delora) Ave, Pelham to the corporation line, concrete repairs, \$57,500. Springwood Drive south of I-480, concrete repairs, \$37,500. Heather Lane, concrete repairs, \$18,500. Brookhigh Drive, concrete repairs, \$74,500. Pavement maintenance, asphalt rejuvenation and crackseal the following: W. 62nd St., W. Blvd., Williamston, Woodhaven, Plainfield and Southfield, \$15,000. Citywide crackseal program, \$15,000. Total repair and maintenance, \$297,500. Plus engineering estimate, 22,500; inspection, 8,700; surface investigation of W. 66th St., \$2,000; legal advertising, \$1100. And then the Ridge Road Phase 3, the final payment, \$30,233. So

this comes to a grand total of \$362,033. And I would need a motion that we can recommend that Mr. Kappler allow these programs to go out for bid."

Councilwoman Pucci: "Move to advertise for bids."

Councilman G. Frey: "Second."

Clerk Fisk: "To advertise the 2005 street program for bids, Greg Frey."

"John Frey."
"Rich Albier."
"Kathy Pucci."
"Rita Brown."
"Colleen Gallagher."

Councilman G. Frey: "Yea."
Councilman J. Frey: "Yea."
Councilman Albier: "Yea."
Councilwoman Pucci: "Yea."
Councilwoman Brown: "Yea."
Councilwoman Gallagher: "Yea."

President Albier: "Next is **RESOLUTION 2005-5**. Imploring the State Legislature to draft and support legislation implementing laws requiring that vehicle identification license plate tags be issued to convicted sex offenders, and urging that the current laws dealing with the restrictions on convicted sex offenders be rewritten making enforcement more efficient."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To suspend the rules, Greg Frey."

"John Frey."
"Rich Albier."
"Kathy Pucci."
"Rita Brown."

Councilman G. Frey: "Yea."
Councilman J. Frey: "Yea."
Councilman Albier: "Yea."
Councilwoman Pucci: "Yea."

Councilwoman Brown: "Mr. Shaper has something he wants..."

President Albier: "As soon as we're done."

Clerk Fisk: "Rita Brown."
"Colleen Gallagher."

Councilwoman Brown: "Yea."
Councilwoman Gallagher: "Yea."

President Albier: "Okay, Mr. Shaper."

Director Shaper: "I'm just wondering if the word should be effective as opposed to be efficient. I don't know your intent, but efficient to me means it's an economically more feasible; effective means it has more teeth and it is used. It's your intent that you're expressing, I'm not trying to sell you."

President Albier: "Mrs. Gallagher?"

Councilwoman Gallagher: "What our law..."

Councilwoman Brown: "More effective then, if that's..."

Councilwoman Gallagher: "Yeah."

Councilwoman Brown: "Effective sounds good."

Councilwoman Pucci: "I would agree with that."

Councilwoman Gallagher: "Yes, that's fine."

President Albier: "Okay. You have to amend it."

Councilwoman Pucci: "Well, I think Mrs. Gallagher also wanted to include DeGeeter and Brady in there also."

Councilwoman Gallagher: "Right."

Councilwoman Pucci: "So do you want to make a motion, Colleen, to amend?"

Councilwoman Gallagher: "I move that we add State Representative Tim DeGeeter and State Senator Dan Brady."

Councilwoman Brown: "And, and change your wording here. You're amending."

Councilwoman Gallagher: "Yeah, and amend it to be more effective, enforcement more effective."

Councilwoman Brown: "Move to approve as amended."

Councilwoman Gallagher: "Second."

Clerk Fisk: "Okay, so we'll take a vote to amend it first and then go. To approve Resolution 2005-5, as amended, Greg Frey."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

President Albier: "The second one is **ORDINANCE 2005-6**, this is for second reading. The first reading was on February 14th. To approve and adopt the Personnel Policy Manual of the City of Brooklyn, Ohio. Now we have a lot of updates here, and if any Councilperson has any questions before the third reading next time, they should contact Mr. Fisk or Mr. Shaper and discuss them. But everything's here, it was in your packet."

Councilwoman Pucci: "Move to put on second reading."

Councilwoman Brown: "Second."

Clerk Fisk: "To place Ordinance 2005-6 on second reading, Greg Frey."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

President Albier: "And the next one is **ORDINANCE 2005-19**, An Ordinance to adopt Chapter 503 entitled Criminal Activity Nuisances of the Codified Ordinances of the City of Brooklyn."

Councilwoman Gallagher: "Move to put on first reading."

Councilwoman Brown: "Second."

Clerk Fisk: "To place Ordinance 2005-19 on first reading, Greg Frey."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

"Colleen Gallagher."

Councilwoman Gallagher: "Yea."

President Albier: "Mr. Shaper, I also had a question on this one. We keep talking about homes and apartments, but this would also apply to businesses, like bars where they continue to go back to a bar?"

Director Shaper: "I do not believe it would apply to it."

President Albier: "You don't."

Director Shaper: "I do not. I do not think we could go to commercial properties."

President Albier: "Is that the way you intended it Mrs. Gallagher?"

Councilwoman Gallagher: "Yes."

President Albier: "Okay."

Director Shaper: "That has been used in certain cities. The ones that we've copied have not used in uncommercial, and they intentionally omitted it. We have plenty of remedies with commercial businesses."

President Albier: "Okay, I was just questioning whether that was in there. Okay, thank you. Next is **ORDINANCE 2005-20**, Amending the annual appropriations Ordinance. And this is the one where we have to take some money from the Mandatory... Well I'll read. This is from Mr. Fisk explaining this. The Ordinance changes the appropriation amount for the Mandatory Drug Fine. We had set the amount at 17,000 in Ordinance 2005-12; we have spent \$3,000 to date. The police want to purchase a computerized fingerprinting device. This will significantly enhance our abilities to process fingerprints and get back information. The cost is \$15,175. Thus we must increase the appropriation to at least \$18,175. We have a source of funds in excess of \$35,000. Increasing this appropriation to \$27,500 will allow for \$9,325 in activity after this expenditure. There should be no more large equipment purchases from this fund this year. We are also making a correction to Ordinance 2005-12. In checking this ordinance I found that the object code for the contractual services in Legal was off by \$750. It was listed as \$74,700 – it should have been \$75,450. I have also made that correction, which not makes the Legal balance of the General Fund balance to \$14,300,703. I need a motion for Ordinance 2005-20."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To suspend the rules, Greg Frey."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Clerk Fisk: "To adopt Ordinance 2005-20, Greg Frey."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

President Albier: "Does anyone on Council have anything they wish to bring up?"

Councilwoman Pucci: "I would like to be recognized Mr. Albier."

President Albier: "Mrs. Pucci."

Councilwoman Pucci: "Just a couple really quick points. The first thing is, in everyone's packet we have an ordinance amending for the placing and removal of posters and signs. This is something I requested to address the obnoxious signs that keep littering our city announcing going out of business sales and temporary sales that stores are having. If no one has a problem with this I'd like this on next meeting's agenda. So if anyone has any problems, if they could let me know. The other thing, regarding the treadmill issue, since more and more people are using treadmills now, perhaps we should have some sort of sign-up sheet, because I could see how maybe someone comes, and maybe they either walk away or use another piece of equipment, and then when that person gets off, somebody else who isn't aware that someone was waiting, you know, will jump on. So maybe we need some sort of sign-up sheet that just if someone signs in with the time they signed in, then that way at least people will be aware that, hey, there's other people waiting. And they can also approximate how long they're going to have to wait, since we've got that 30 minute limit on it. The other thing regarding the skate park, I think it's worth mentioning that one point that Mrs. Esper made at the Rec Board meeting was that many of the students who participated in the initial planning, and they were also the ones that were pretty strictly warned that if there would be problems we wouldn't be able to continue with this, they may not even be rollerblading or skateboarding anymore, that we probably do have a whole new set of people who are using this facility. And this certainly does not excuse the damage that was done, because there is no excuse. I personally would like to be able to continue to offer this area to the students, because it does provide them with a safe place for these activities. The alternative is they're doing it on the streets, the sidewalks, at the shopping centers. I know St. Thomas More had a problem with people over in their parking lot. And I know that I think there's a bit of a problem over by the high school and the middle school with people still skateboarding. But I do believe that if this continues to happen we definitely have to close it down. And I am referring only to the skate park portion, not the basketball or tennis area. But I think maybe it might be worth sending a notice home through the schools, what the situation is, and encouraging people, students and their parents who are interested in this activity, look, this is what the situation is, and we strongly encourage you to come to the next Rec Board meeting, with the date. It's easy to get them sent home through the school. And one other thing I wanted to mention, when I came out of the Rec Board meeting last week I decided to walk over to see how they had blocked off the entrance that had been broken into, and I walked past it, and I couldn't believe it, but I heard there were skateboarders in there. So I did report it to the police, and they were going to try and figure out how they were getting in with the facility totally locked up. So hopefully it is secure now. But even with everything locked up and no other holes in the fence, they still got in somehow, so..."

President Albier: "Thank you. Do you have something you wanted, Mr. Shaper? You looked like you were approaching the podium before."

Director Shaper: "I was going to make a dash."

Councilman J. Frey: "I move we adjourn."

President Albier: "I need a second."

Councilwoman Pucci: "Second."

Clerk Fisk: "To adjourn, Greg Frey."
"John Frey."
"Rich Albier."
"Kathy Pucci."
"Rita Brown."
"Colleen Gallagher."

Councilman G. Frey: "Yea."
Councilman J. Frey: "Yea."
Councilman Albier: "Yea."
Councilwoman Pucci: "Yea."
Councilwoman Brown: "Yea."
Councilwoman Gallagher: "Yea."

Meeting adjourned.

Clerk of Council

MAYOR